IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1158 of 2008
GUDDAL SAH @ GUDDUL SAH @ GUDDU SAH
Versus
STATE OF BIHAR
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5 13.5.2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused in a case under sections 302 and 379 read with 34 of the Indian Penal Code.

The allegation is that the FIR named five accused persons along with 15 unknown assaulted Pannu Lal Singh and Vinod Kumar Prasad as a result of which they died. It appears that from the side of accused persons one Shashi Kumar Sah was also killed in the incident.

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Specific allegation against the petitioner is that he assauled by butt portion of rifle.

Learned counsel submitted that there is general and omnibus allegation against the petitioner who is in custody since 23.7.2007. He submitted that the FIR named accused Tengri Turaha has been allowed bail by this Court in Cr.Misc.no. 4137/07.

Learned counsel further submitted that many accused persons including Jhuna Mishra

have also been allowed bail by this Court. He pointed out that the petitioner assaulted by butt portion of rifle and therefore, it has to be accepted that there was no intention on his part to commit murder of the two persons.

In the facts and circumstances of the case, the petitioner, namely Guddal Sah @ Guddul Sah @ Guddu Sah is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bhojpur at Ara in Jagdishpur PS case no.50/07.

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(M.Saran, J)